2612



### PATENT APPLICATION

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

pplication of:	)	Evominer: Lin Ve	RECEIVED
YOSHIHIRO ISHIDA ET AL. Application No.: 09/164,624		·	MAY 1 7 2004
		Group Art Omt. 2012	Technology Center 2600
October 1, 1998	· )	Confirmation No.: 6892	
MONITORING SYSTEM APPARATUS AND PROCESSING METHOD	) : )	May 10, 2004	
	ation No.: 09/164,624  October 1, 1998  MONITORING SYSTEM APPARATUS AND PROCESSING	IHIRO ISHIDA ET AL.  ation No.: 09/164,624  October 1, 1998  MONITORING SYSTEM APPARATUS AND PROCESSING:	Examiner: Lin Ye  IHIRO ISHIDA ET AL.  ation No.: 09/164,624  October 1, 1998  MONITORING SYSTEM APPARATUS AND PROCESSING:  Examiner: Lin Ye  Group Art Unit: 2612  Confirmation No.: 6892

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

## <u>INFORMATION DISCLOSURE STATEMENT</u>

Sir:

In compliance with the duty of disclosure under 37 C.F.R. § 1.56 and in accordance with the practice under 37 C.F.R. §§ 1.97 and 1.98, the Examiner's attention is directed to the documents listed on the enclosed Form PTO-1449. Copies of the listed documents are also enclosed, together with a copy of a Japanese Official Action citing them, and a translation of that Action.

For the concise explanation of relevance for the non-English documents, the Examiner is referred to the accompanying English abstracts.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first-class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

May 10, 2004 (Date of Deposit)

CARL B. WISCHHUSEN (Reg. No. 43,279)

(Name of Attorney for Applicant)

. Mane of Autoritey for Appli

May 10, 2004 Date of Signature

**BEST AVAILABLE COPY** 

# STATEMENT UNDER 37 C.F.R. § 1.97(e)

Each item of information in this information disclosure statement was first cited in any communication from a foreign Patent Office in a counterpart foreign application (Japanese Patent Application No. 09-360704) not more than three months prior to the filing date of this Statement.

## **CONCLUSION**

It is respectfully requested that the above information be considered by the Examiner and that a copy of the enclosed Form PTO-1449 be returned indicating that such information has been considered.

We also enclose a check for the required fee of \$180.00 to cover the Information Disclosure Statement under 37 C.F.R. 1.97(d)(2).

Applicants' undersigned attorney may be reached in our New York office by telephone at (212) 218-2100. All correspondence should continue to be directed to our address given below.

Respectfully submitted,

Attorney for Applicants Carl B. Wischhusen

Registration No.: 43,279

FITZPATRICK, CELLA, HARPER & SCINTO 30 Rockefeller Plaza

New York, New York 10112-3800

Facsimile: (212) 218-2200

NY MAIN 421941v1

FURM PTO 1449 (modified)	FORM PTO 1449 (modified)		ATTY DOCKET NO. APPLICATION NO.							
U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE		03500.013000.	09/164,624							
US POFFERENCES CITED BY APPLICANT(S) (Use several sheets if necessary)		APPLICANT								
10367	erai sileets ii fleces	ssary)	YOSHIHIRO ISHIDA ET AL.							
I I MAY 1.2 TRINK I		FILING DATE	G	GROUP						
MAY 1.3 ZUVA			October 1, 1998	9	1612					
*EXAMINER			U.S. PATENT DOCUMENTS							
*EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE				
				RF	DEIVI	<del>-</del>				
					1					
					1 7 200					
				Technolo	gy Cente	r 2600				
FOREIGN PATENT DOCUMENTS										
	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION YES/NO/ OR ABSTRACT				
JP (	09-098412	4/08/1997	Japan			Yes				
JP (	04-317273	11/09/1992	Japan			Yes				
JP (	04-373269	12/25/1992	Japan			Yes				
	OTHER DOCUMENT(S) (Including Author, Title, Date, Pertinent Pages, Etc.)									
	-									
EXAMINER			DATE CONSIDERED							

Sheet 1 of 1

<sup>\*</sup>EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.